

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty Dkt. 1579-312

C# M#

NAIR et al

Group Art Unit: 1636

Serial No. 09/171,916

Examiner: Guzo, D.

Filed: February 16, 1999

Date: July 24, 2002

Title: METHODS FOR TREATING CANCERS AND PATHOGEN INFECTIONS USING
ANTIGEN-PRESENTING CELLS LOADED WITH RNAAssistant Commissioner for Patents
Washington, DC 20231

1636

RECEIVED
JUL 29 2002
TECH CENTER 1600/2900

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

Fees are attached as calculated below:

Total effective claims after amendment 0 minus highest number
previously paid for 20 (at least 20) = 0 x \$ 18.00 \$ 0.00

Independent claims after amendment 0 minus highest number
previously paid for 3 (at least 3) = 0 x \$ 84.00 \$ 0.00

If proper multiple dependent claims now added for first time, add \$280.00 (ignore improper) \$ 0.00

Petition is hereby made to extend the current due date so as to cover the filing date of this
paper and attachment(s) (\$110.00/1 month; \$400.00/2 months; \$920.00/3 months) \$ 0.00

Terminal disclaimer enclosed, add \$ 110.00 \$ 110.00

☐ First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$740.00) \$ 0.00

☐ Please enter the previously unentered, filed

☐ Submission attached

Subtotal \$ 110.00

If "small entity," then enter half (1/2) of subtotal and subtract -\$ 55.00

☒ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee (\$180.00) \$ 180.00

Assignment Recording Fee (\$40.00) \$ 0.00

Other: 0.00

TOTAL FEE ENCLOSED \$ 235.00

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.

By Atty: Mary J. Wilson, Reg. No. 32,955

Signature: Mary J. Wilson

07/26/2002 SDENB01 00000014 09171916

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Atty. Ref.: 1579-312

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For: METHODS FOR TREATING CANCERS AND PATHOGEN INFECTIONS
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#23

* * * * *

July 24, 2002

AMENDMENT

Hon. Commissioner of Patents
and Trademarks
Washington, DC 20231

Sir:

This is in response to the Office Action dated
April 24, 2002, in the above matter. The following
comments are offered.

REMARKS

Reconsideration of this application is respectfully
requested.

Claims 1-9, 13, 25-27 and 29-40 stand rejected as
representing obviousness-type double patenting over claims
of USP 6,306,388. Submitted herewith is a Terminal
Disclaimer that is believed to moot the rejection.